

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK-----X
MARION KALTERUSDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: 10/15/2020

Plaintiff, : 20 Civ. 2343 (VM)

-against- :
: CONDITIONAL
: ORDER OF DISCONTINUANCE
: WITHOUT PREJUDICE

NTS Live LLC,

Defendant. :
-----X**VICTOR MARRERO, U.S.D.J.:**

The parties having notified the Court, by letter dated October 14, 2020, that they have reached a settlement in principle on all issues, it is hereby

ORDERED that this action be conditionally discontinued without prejudice and without costs; provided, however, that within thirty days of the date of this Order, the parties may submit to the Court their own Stipulation of Dismissal for the Court to So Order. Otherwise, within such time plaintiffs may apply by letter for restoration of the action to the active calendar of this Court in the event by the deadline indicated the settlement is not consummated. Upon such notification, the defendants shall continue to be subject to the Court's jurisdiction, the Court shall promptly reinstate the action and any pending motions to its active docket, and the parties shall be directed to appear before the Court, without the necessity of additional process, on a date within ten days of the

plaintiffs' application for reinstatement, to schedule remaining pre-trial proceedings and/or dispositive motions, as appropriate. This Order shall be deemed a final discontinuance of the action with prejudice in the event plaintiffs have not requested restoration of the case to the active calendar within such period of time.

The Clerk of Court is directed to terminate any pending motions and to close this case.

SO ORDERED:

Dated: New York, New York
15 October 2020



Victor Marrero
U.S.D.J.